GUEST WROTE OF HIGH OLD TIMES

Suit Against Lowther for \$75,-000 for Alienation of Mrs. **Guest's Affections Shows** Scenes of Merrymaking.

PLAINTIFF DISPARAGES HIS RIVAL'S PHYSIQUE.

Five Feet One, 105 Pounds Weight, Sallow and Beardless, While Mrs. Guest Has Fine Figure and Weighs 150.

ourt-House to-day. Twenty courtas and a jury held forth in Part e suit of A. Royal Guest against his mer chum and fellow-coal magnate. Marence Lowther, for \$75,000 damages stealing his wife and with her unning away to Omaha. There was a crowd in court in antici-

pation of fun when Lowther's lawyer cross-examined A. Royal Guest. The Canastota jurist believes that the better the day the better the deed. A or entered a mild protest Friday, on announcement that the trial would continued to-day, and said:

Your Honor, Monday is Washington's Birthday, and down here in the ity we are accustomed to consider it

stice Forbes replied, beamingly: Likes to Sit on Holidays.
"So do I, so do I. That's just the

uson why I'm going to sit." es the law gives the county New York \$10 per diem extra for ery day or part of a day he sits.

Heart on His Sleeve.

Q. You thought it entirely proper to speak of this woman in the presence of

FLOOD STOPS CARS

ON LONG ISLAND

Rising Waters Hampers Traffic

in and Near Hempstead and

Tenants Forced to Leave

Their Homes.

fork Castle

INCOMING STEAMSHIPS.

Grangense, Barbados. Minnetonka, London. Sisiana, Gibraltar. Brooklyn City, Swansca,

OUTGOING STEAMSHIPS.
SAILED TO-DAY.
equels, Charleston. Jamestown, Norfolk.

A Guaranteed Cure for Piles.

man E. Warren, counsel for Clar-L. Lowther and Mrs. Helen Lim-Guest, who vanished from this a week apart in January, 1903, of Mrs. Guest will be able to by legal evidence that the and has been living with her in various ing counsel predicted that the ing couple did not dare show their

Mr. and Mrs. Bond went along, and then "Jack's" for supper and "maybe a glass of beer with it."

Mr. Warren made Guest tell it all and at the close of each relation asked: "Now, have you told all that happened on that occasion?"

Then he took up the row between Lowther and Guest over the woman, "Corinne." Guest said Lowther had pointed her out on the street as a former friend: that one night at the theatre Corinne entered and he maded Lowther and called his attention to her. Mrs. Guest saw and overhear and Guest says she asked Lowther and Lowther told her that Corinne was "one of A. Royal Guest's girls," which caused a domestic row. Guest said he taxed Lowther with lying about him to his wife; and Lowther's excuse was so lame that he cut him from that moment.

Heart on His Sleeve. "I'll disabuse your mind on that point; will be here when this prisoner is

established a prima facie case gainst Lowther, and Mr. Warren thinks | ment. that will not occur before St. Tibb's which any Irishman will tell you

Bye, which any Irishman will tell you is "neither before nor after Christmas."

Guest's counsel just ache to get Lowber and Mrs. Guest on the witnessitand, so they can have a chance to put them on the gridiron of cross-examination.

Lowther Gains a Point.

A point was scored for Lowther when an attempt was made to put in evidence the thrice-enveloped and thrice-and the man and the point was good to have been sent by the runaway young wife and mother to her six-year-old boy, Russell Guest, from Omaha a year ago. Justice Forbes said the foundation for its admission had not been iaid, and he excluded it.

This valentine was stamped and advessed in printed out letters to little Russell. It was inside another stamped envelope addressed, it is claimed, in Lowther's hand, to his friend, William H. Merritt, and this was inclosed in successory and the worker of the Murray Hill Hotel. At the content of the worker of the Murray Hill Hotel. At the proper to speak of this woman in the presence of your wife?

Objection was raised, and Justice Forbes said:

"Oh, I think it is a proper question. If he was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entirely proper for her was wearing his heart upon his sleeve it might be entir

Lowiher's hand, to his friend, William H. Merritt, and this was inclosed in associate envelope addressed to Clerk Young, of the Murray Hill Hotel, of Stranger to all parties.

The theory of Guest's attorneys is that Young was expected to tear off the envelope postmarked Omaha, and on finding an inner envelope addressed to Merritt he would aminbly help along the ruse of good St. Valentine and remail the love missive without question, and when Merritt found the printed envelope inside he again would remail it, none the wiser about its Omaha origin, little Russell thus receiving a validation from mamma mailed in an envelope postmarked "New York."

Tore Two Envelopes.

The Cowther to come up to Ringson.

"There was a dance then; did you water has reached to the first floors of a number of tenement-houses on Front to treet, and 'tenants are moving out.

Lower Greenwich street, a portion of Clinton and Washington streets are several feet under water and can only be crossed in row-boats, and these are in great demand and very scarce. Several from mamma mailed in an envelope postmarked "New York."

A. Well, after a drive we sat down in the Eagle Hotel and played cards till bed time.

Q. Gambled? A. Well, we played penny ante; myself, my wife, Lowther and two others.

Mr. Warren took up letter No. 1 and read.

Tore Two Envelopes.

Saturday, A. M.

"I don't know the date and don't care below the surface of the water and indicate the printed of the first floors of a number of tenement-houses on Front to treet, and 'tenants are moving out.

Lower Greenwich street, and 'tenants are moving out.

Clinton and Washington street, a portion of Clinton and Washington street are several feet under water and can only be crossed in row-boats, and these are in green water and can only be crossed in row-boats, and there water and can only be crossed in form and washington street, as portion of Clinton and Washington street, as portion of the convelope and water has reached to the first floors of a number of tenement-houses on Front to

lope postmarked 'New York."

Tore Two Envelopes.

But when Clerk Toung opened the envelope he accidentally tore the nide one, revealing the third one. So, instead of putting it in a malling box, seenting a "plot" he telephoned to the Guest house number, No. 456 Manhattan awenue. Guest hurried to the hotel and there got the first news of the where abouts of his wife since she vanished five weeks before.

A note received by Guest from his wife the day after she left him and their boy, in which she said she had if little Russell to comfort him and that God alone was her judge, and as it could see into the very depths of her heart he would not judge her too harshly, was put in evidence by Guest's Continuing his direct testimony, A. Royal Guest said his wife received a note from Lowther while they were over it Pawling, N. Y.

There was an awful row about it." and Guest, 'and I was about to leave her when we patched it up."

Described His Riyal.

Mr. Quest described his rival as such first the post of the street of the waste and condition. The residence of the water and in little Russell to comfort him and there, interrupted Mr. Guest. Guest was allowed in the rear of Hemp-should and the outletter No. 1 and two others.

Mr. Warren took up letter No. 1 and two others.

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Mr. Warren took up letter No. 1 and condition. The residence of the water and in little clude first draw flout a warrent that promote the members and not of stuff about a warrent and not remark there got the foundations.

One of the small portion company are nearly was the riced on the tracks of the New York and Long the tr

Letter Just "Persitage."

"Who was the friend who lives in One Hundred and Twenty-third street?"
Guest was allowed to say she was a friend of his wife and added that noble bedy was drunk that night and the letter was simply persitage.

Another letter wound up with a request to Lowther to send up some head ache powders and adding that he had got rid of that "sixty-year-old friend" on Friday. Cross-examination drew out that the "sixty-year-old friend" on Friday. Cross-examination drew out that the "sixty-year-old friend" was a bottle of ancient whiskey.

"Isn't it a fact that you were so drunk one night that you fell out of bed and your wife had to send for some one to put you back again?"

Mr. Guest denied it.

Q. Did you ever take a snap-shot of your wife and some other woman with their skirts up above their knees and men standing behind them? A. I cannot remember.

Q. Ever assault your wife? Pull her by the hair in the presence of your by he hair in the presence of your by he hair in the presence of your hair of the free street in the presence of your health of the street this afternoon.

The building inspectors said that the cornice became loosened by the frem.

ALMANAC FOR TO-DAY.

Sun rises. d.5/8um.sets. 5.48/Moon sets. 11.45

Sandy Hook. 11.08 11.48 5.15 5.28

Governor's Island 11.22 5.40 5.57

Hell Gate Ferry. 1.15 7.12 7.29

Hell Gate Ferry. 1.15 7.12 7.29

Kansas City Rio Janeiro

Sandisco Rarived.

Kansas City Rio Janeiro

Sandisco Rarived.

Kansas City Savannah

Bellaggio Robanam Santiago

Findria Sydenham Santiago

Findria Described His Rival.

Mr. Guest described his rival as five feet one inch in height; 105 pounds weight, sallow, beardless. Mrs. Guest, he said, had a fine figure, weighed 150 pounds, had large brown eyes and black hair with a distingue lock of gray hanging over a classic forehead.

Mr. Warren cross-examined.

Q. Tou say you and McElroy and a contract disease of the contract of th

Roof Garden and "Jack's."
Lowther telephoned over that he had to passes for the Victoria Roof Garden and Mrs. Guest and help him in using them? They out and did, and had club sandwiches in things at "Jack's" Restaurant to the photograph of Lowther and Mrs. Guest are photograph of Lowther and Mrs. Guest as portraits of "B. Allen and wife." who registered and occupied a room message, adding that he could gue the photograph of Lowther and Mrs. Guest as portraits of "B. Allen and wife." who registered and occupied a room at his hotel from March 27 to March 31, 1903, and James W. Visson, the Supervisor for the borough of North Wales. Pa., testified that he kept a starting weakness on the part of owther, and declared that Lowther and paid for those five seats, sarrying out his scheme to entice Guest away from him. This time

COSSACK CAVALRY IN A CHARGE.

(Drawn for The Evening World by Artist George N. M'Evoy.)



40 DEGREES DROP IN TEMPERATURE

Weather Man Says Warm Rain Will Be Followed by Severe Spell Such as Was Experienced Last Week.

WEATHER FORECAST.

ours ending at 8 P. M. Tuesday for New York City and vicinity: Fair, much colder to-night; Tuesday fair, colder; brisk to high west to northwest winds.

The joy that warmed the heart of Commissioner Woodbury as he peeped out of his window to-day and saw the splendid work that the warm rain had done for him during the night will be quickly dispelled by this announce-

short vacation. He is returning to New York by way of the Great Lakes, and his advance guard of chilly zephyrs is due any moment. The north wind will blow and we shall have snow and what will Woodbury do then?

(Special to The Evening World.)

HEMPSTRAD, L. I., Feb. 22.—One of winter turnouts of all kinds yesterday. the largest freshets of several years has The snow was fine on the hard road-caused much damage in Hempstead, and beds of the park and drive, and the soft weather tempted every owner of a afternoon the clouds piled up, and late in the evening the rain,

water has reached to the first floors of a number of tenement-houses on Front to fall. All through the night it continued to drop, and by this morning thousands of dollars had been saved the Clinton and Washington streets are Street-Cleaning Department. Some of the side streets which have not been touched since the first heavy fall of snow showed bare spots of pavemen for the first time in a couple of months. The cold spell of last week, followed by the warm wave and rain of yesterday and the cold weather that is to come, will undoubtedly add to the list of pneumonia victims, and physicians are preparing for the work in store for them. At the hoswould be certain to increase the death rate among patients suffering from pulmonary ailments.

There was a heavy fog to-day over the rivers and bay, and as a result the ferries on all lines were running behind schedule time.

The Roosevelt street ferry Fast River.

hind schedule time.

The Roosevelt street ferry, East River, was shut down entirely, and on the Thirty-ninth street line, the first boat did not leave this city until 40.30 o'clock.

The Staten Island ferries were running from thirty to forty minutes late.

Y. M. C. A. SECRETARY DEAD.

George A. Hall, for Many Years With Local Organization. George A. Hall, for twenty-five years New York State Secretary of the Young Men's Christian Association, died at his home in Montclair, N. J., to-day, nged sixty six years. Mr. Hall had for several years been a member of the International Committee of the Y. M. C A., but for several months had been an invalid and not actively engaged in that work.

Before coming to New York, Mr. Hall was for a number of years general secretary of the Y. M. C. A. in Washington, D. C., and during the Civil War he was connected with the Christian Commission.

His wife and two sons survive him. LOW AT ROME CELEBRATION.

Ex-Mayor Joins in Observance of

Washington's Birthday. ROME, N. Y., Feb. 22 .- All the Americans in Rome, about six hundred, gathered this afternoon at the United States Embassy, where they were cordially entertained in honor of Washington's Birthday by Ambassador Meyer and Mrs. Meyer and the staff of the Embassy. AAmong those present were ex-Mayor Seth Low and John D. Crimmins, of New York: Ellhu Vedder, the artist; Franklin Simmons, the sculptor; Dev. Dr. and Mrs. Thayer, of St. Mark's School: Rev. Dr. Billings, of Groton School: Rev. Dr. Billings, of Groton School: And Mr. Potter, brother of Bishop Potter, of New York.

There was a noticeable display of flags in various parts of the sixty in the house, and some hours later left to return to her some hours la

ARBITRATORS FIX WITH ROOSEVELT VENEZUELAN RATE

Senator Declares He Was Not Antagonistic to the President Italy Given Right of Preferin Asking for Points on Panama Doings. Customs Duties.

o-day, Senator Hoar said: "It seems that the dream of

terptise.

f there could have been a more carefu

espection of the Panama route, but

NEGRO SHOT AT GIRL.

Trained Nurse from Boston Has a

Exciting Experience at Aiken. AUGUSTA, Ga., Feb. 22.-Miss Flor-

ence Kirke, of Boston, a trained nurse, was pursued and shot at by a negro in

South Boundary street, at Aiken. The bullets went wild, however, and the

Miss Ashley, started from her home to

reached their destination Miss Kirke

saw a negro standing beside the fence

and asked him if he desired to see any

one. The negro replied that he was waiting for his aunt, a cook in the

n the absence of that he was willing to

WASHINGTON, Feb. 22 .- When th Bacon resolution on the Panama Canal tion tribunal which has been considering the claims of the blockading powers for preferential treatment of their claim turies is about to be realized. For against Venezuela has decided unanimore than four centuries the commerce mously that the three blockading powof the world had been chafing against ers, Great Britain, Germany and Italy, the rock constituting the Isthmus . have the right to a preference of 30 Darien, and all this time there had per cent, of the customs duties at La een a general desire to penetrate the Juaira and Puerto Cabello. The litt For himself he would have been glad rocedure and divide equally the cost

> f the tribunal. The United States is commissioned to arry out the decision of the tribunal vithin three months. '

ready to join in the enthusiasm with which the people of the United States In giving judgment, the tribuna points out that it has been guided by are about to enter upon the great en-Washington since Feb. 18, 1903, and pardicularly the protocol of May 7, whereof the obligatory nature cannot be doubtful, form the legal basis of its sentence. to the Canal treatey, announcing his intention to give his vote in favor of his position plain in his previous speech

Supports Arbitration.

on this subject and that he would not speak again but for the fact that his previous remarks had been misunderstood and criticised.

He then entered upon an explanation of the mixed Commissions at Caracas, nor to judge their action of the warlike operations of the circumstances connected with his former speech, saying it had been connected with a resolution asking for information such as was usually freely given.

The tribunal decides that it is only in a position to certify that since 1901 Conexuela refused arbitration, proposed on several occasions by Germany and Great Britain: that after the war no

In spite of all good will, ans, no one was secure against an unexpected hostile attack.

A nation was obliged to accept a war when the legitimate defense of honor and liberty was involved. The just Providence which ruled over battles will distinguish between right and unfounded pretensions. At the end of this war between a European and an Asiatic people the right will shine out afresh. exception of a pencil note to the President on January 30, the day of the afresh.

The President concluded with saying that The Hague Arbitration Tribunal remains always the rampart of Justice. Truth and Reason, and the sublime hope of the future. Gridiron banquet: 'We must organize our full strength and choose the Roose-veit delegates from among our friends."
Continuing, the Governor said:
"The opportunity now arises for all good Republicans to unite in the conduct of the party on broad lines, in such a friendly spirit as to eliminate all differences."

KING NOT HURT BY FALL.

Britain's Ruler Astir Early and Proceeds With Naval Inspection PORTSMOUTH, England, Feb. 22 .-King Edward, who is enjoying perfect icing Edward, who is enjoying perfect health, was early astir to-day and carried out a long program, visiting the Naval Gunnery School at Whale Island, inspecting the officers' and men's quarters and witnessing a land attack by a naval brigade. He later proceeded to Portsea Island and was present at torpedo practice and submarine mine experiments.

pedo practice and submarine maio periments.

The mishap yesterday to the King was insignificant. He stumbled while inspecting the cruiser Cumberland and fell, but was not injured. His days program was not curtailed, and he presided at a dinner party last night. fellow escaped. Miss Kirke, with a attend a patient last night. As they

A Coupon in Every Package

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A harmony of flavor A feast for a Nickel For Sale Everywhere.

MANHATTAN BISCUIT COMPANY NEW YORK

YANKEE MARINES IN FIGHT ROUT SAN DOMINGO REBELS

Insurgent Town Shelled by Uniter States Warships, While Natives Fire on Landing Force, Wounding Several Men Before Meeting Defeat-General Killed by Government Troops.

which have been held up either by the the river. censor at Santo Domingo or because of Eight rif cable interruption have just been received here, giving the details of a and crew. battle between United States marines and insurgents at Pajarito, near Santo Domingo City. The engagement lasted three hours

and followed the shelling of Pajarito by States flag and firing on an American the Newark and Columbia. Several marines were wounded. The nsurgents were finally driven into the

woods. Another despatch says the Co-lumbia and Hartford have bombarded Duarte, which is occupied by the in-The despatches giving information of the fight at Pajarito were dated Feb.

Those received by the State and vy Departments say the attack by the training ship Columbia and the cruiser Newark was brought about by be act of the insurgents in firing on he Cfyde line steamer New York. Insurgents Broke Faith.

The New York was convoyed by the ewark, and Minister Powell instructed ne captain of the New York to discharge his cargo at the wharf. An agreement had been made by Minister Powell and Commander Miller, of the Columbia, with the insurgents and the Government that neither party should fire while the New York was at the arms were taken. The Government lost

Great Britain, Germany and but the insurgents fired on the steamer

ence to 30 Per Cent. of the PANAMA CONSUL'S **AUTO TOO SPEEDY**

Raoul Amador Is Fined-\$5 for Exceeding Legal Limit—Auto Dealer Pays \$5 for His Chauffeur's Swiftness.

Raoul Amador, thirty years old, Con sul from Panama, was arraigned in Harlem Police Court to-day charged with exceeding the automobile speed international law and the equity of the dress as No. 216 West One Hundred ase, and that the protocols signed at and Twelfth street, and his office address as No. 18 Broadway.

He was arrested yesterday by Mount ed Patrolman Markey, of the Para Squad, who said Amador was running his automobile at the rate of sixteen

He had been surprised at the efforts to delay and hinder that resolution, but that he had had not feeling against the President was, he said, abundantly shown by other expressions on his part favorable to Mr. Roosevelt, some of which he quoted.

The quoted of the president a real favor in asking for the information, because of the criticals of the unfriendly press, and he believed that all the foul and infamous for the information to be had on the subject.

Gov, Herrick Quotes Hanns in Calling for Support of President.

Gov, Herrick Quotes Hanns in Calling for Support of President.

COLUMBUS, O., Feb. 22.—Now that it is claimed by the Hanna Republicans of Ohlo that Gov. Herrick has succeeded in seaton of the subject of the information pointes the following sits claimed by the Hanna as the dominant power in Ohlo Republican politics the following statement made by the Governor today with reference to the selection of president of the path of light and progress today with reference to the selection of president of the path of light and progress today with reference to the selection of president of the path of light and progress to day with reference to the selection of president of pre

VENEZUELAN RULING A PREMIUM ON VIOLENCE.

WASHINGTON, Feb. 22 .- A promi-

nent official of the State Department

when shown the press dispatch relative to the decision in the Venezuelan arto the decision in the Venezuelan arbitration, stated that, while the department regretted exceeding the precedent which The Hague Tribunal had made in this case, there was nothing for the United States to do but accept the result philosophically as binding intesnational law.

The mere question of time when the United States Senate shall receive from Venezuela the amount of the awards in our favor was the smallest consideration. What the government disciplination was to admit the principle that by a mere show of naval force a creditor nation can secure precedence in the payment of debt over another nation; which does not exercise such force.

It is regarded as a premium on violence and as tending to discourage nations which are disposed to settle their claims by the peaceful methods of diplomacy.

WASHINGTON, Feb. 22.—Despatches ship Columbia, which was entering Eight rifle shots struck the New York endangering the lives of the passenger

Commander Miller then decided to shell Pajarito, which was occupied by the insurgents, and to land marines to punish them for insulting the United steamer.

The Newark opened fire at 2.30 o'clock n the afternoon and discharged ten rines, wounding some of them while divided into two columns and advanced driving the insurgents into the woods. There was a sharp skirmish at the finally broke and fled. The engagement lasted three hours. The marines cap-tured some of the artillery belonging to the insurgents.

Insurgents Routed

A despatch dated Feb. 15 says the Government forces attacked the insurinflicted a telling defeat upon them. and one was wounded. Several officers were captured and these also were killed by order of the Government. Sev eral pieces of artillery and some small sixteen killed or wounded. The insurgents lacked ammunition.

The receipt of these despatches caused Secretary Hay, Secretary Moody and Assistant Secretary of State Loomis to visit the White House at once for a onference with the President. The details of the interview were not given it is said the Government will wait

It is said the Government will wait until it has a sufficiently strong indictment, embracing many serious counts, and will then strike once and for all time, for the purpose of putting an end to the oresent condition of affairs in Santo Domingo.

Francis B. Loomis, Assistant Secretary of State, has been selected to make a thorough investigation of the situation. He leaves here to-day for Charleston, S. C., where he will board the United States yacht Mayflower. It is said he is going to Cuba, but it is believed he will also visit Santo Domingo, to seek information for the Administration.

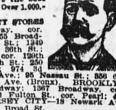
Admiral Dewey, Rear-Admiral Taylor and other members of the Naval General Board will also go to the West Indies on the Mayflower.

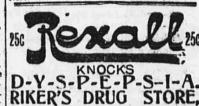


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and 3d ave.
KINSMAN'S DPUG STORES, 125th st. and
Sth ave.; 601 5th ave.
J. JUNGMANN, Druggist, 1020 3d ave.; 422
Columbus ave.

DIED

CARR .- Suddenly, on Sunday, Feb. 21, a the Herald Square Hotel, JOHN S

Services and interment at Newport ITZSIMMONS .- On Feb. 21, JAMES FITZ SIMMONS. Funeral from his late residence, 488 W

20th st., on Wednesday, Feb. 24. Inter-Laundry Wants-Female.

EXPERIENCED hands on collars, ironers.

Neptune Laundry, 1530 Fulton at. B'klyn,
FOLDERG WANTED. Mutuas Steam Laun
dry Co. 525 W. 24th st.
SHIRT STARCHERS WANTED-Good pay;
come ready to work. Justiand's Steam
Laundry. 398 Myrtle at., Brooklyn,
WANTED-Experienced woman to wash family work. Justiand's Steam Laundry, 393
Myrtle av. Brooklyn,

Laundry Wants-Male.

YOUNG MAN as helper in wash kitchen. Steam Laundry, 511 W. 51st st.

